

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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CASE NO 21 MC 92

IN RE: INITIAL PUBLIC OFFERING  
SECURITIES LITIGATION

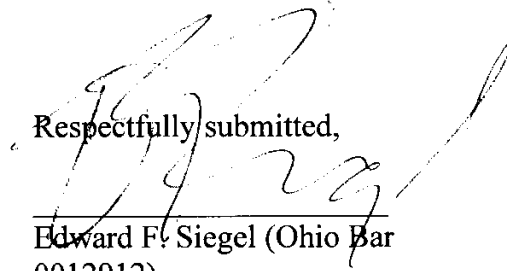
JUDGE: SCHIRA A. SCHEINDLIN

**NOTICE OF APPEAL**

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NOTICE is hereby given that JAMES J. MARY, MARK MERRILL,  
VONDELL TYLER, ERNEST BROWNE, JR. SUSAN BROWNE, RICHARD  
PAUL WARREN SEP AND D&S PARTNERSHIP #2, Objectors in the above-styled  
cause, hereby appeal to the United States Court of Appeals for the Second Circuit from  
the Opinion and Order entered on October 5, 2009 in this matter, a copy of which is  
attached to this Notice.

Respectfully submitted,

  
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